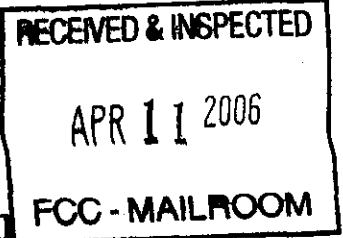


**Letter of Appeal  
Request for Review of SLD Decision  
CC Docket No. 02-6**



To: Federal Communications Commission  
Office of the Secretary  
9300 East Hampton Drive  
Capitol Heights, MD 20743

**DOCKET FILE COPY ORIGINAL**

From: Ernest Singleton, Director of Curriculum  
Benavides Independent School District

Date: April 5, 2006

**Contact Information**

Name: Ernest Singleton, Director of Curriculum  
Address: 106 W. School St., Benavides, TX 78341  
Phone: (361) 256-3000  
Fax: (361) 256-3005  
Email: [esingleton@benavidesisd.nu](mailto:esingleton@benavidesisd.nu)

**Appeal Information**

Funding Year: 2003  
Applicant Name: Benavides Independent School District  
Billed Entity Number: 141566  
Form 471 Application#: 348268  
FRN's: 937729, 937832

**Summary**

The SLD extended our Year 6 project from June 30, 2004 through September 2005, and then denied payment when we adhered to those timelines. BISD submitted a letter of appeal to the SLD on November 1, 2005.

The SLD sent us documentation (attached) extending the project, posted the data on their web site, and led us to believe we had additional time to complete the project. The SLD had adequate opportunities to review our project during this process, as we submitted both a SPIN change and a Service Substitution. The FRN's in question were funded late, the SPIN change was submitted and approved, the original service substitution was submitted, misplaced by the Service Substitution group, and ultimately approved. The SLD sent us a Form 500 Notification Letter Funding Commitment Synopsis indicating

No. of Copies rec'd 0  
List A B C D E

they **APPROVED** our request for extension from June 30, 2004 through September 30, 2005. This date was posted on the SLD web site for the FRN's in question under the FRN Extension Status. The SLD data was downloaded into the Funds for Learning web site, and this report, showing the extension, is also attached.

The SLD denied our appeal, and we are asking you to review and reverse their decision.

We believe this all started with a simple clerical error. In one of the recent FCC Report and Orders, you also determined that the SLD was too harsh in refusing to correct clerical errors made by applicants. We believe we have been a victim of this type of action.

In this case, the SLD misled us into believing we could receive our approved discount within the time frame that they approved. When we moved forward with the project, completed the project, and our Service Provider submitted a request for payment, the SLD denied the payment stating the work was performed out of the allowed timeframe. Furthermore, in what appears to be a direct violation of the records retention mandate, the extension data originally posted to the SLD web site no longer appears – obviously erased by the SLD. Fortunately for us, we have submitted the paper trail created and mailed to us by the SLD approving the extension.

Where is the accountability requirement for the SLD? We are a poor school district, and because of the lack of timely reviews and decisions by the SLD, we have been forced into a debt that should have been avoided. We have been placed into a harmful financial position due to the inability of the SLD to provide consistent decision making, and now owe approximately \$180,000 to our Service Provider based on the lack of timely or incorrect decisions on the part of the SLD.

We have not committed waste, fraud, or abuse. We committed a simple clerical error which the SLD approved, and now we have been forced into a \$180,000 penalty based on what we believe are inappropriate, misleading decisions made by the SLD.

#### **Additional information**

We have included all previous documents submitted to the SLD, as well as a timeline of actions:

We went through significant review beginning October 20, 2003 through November 7, 2003. None of the PIA reviewers asked any questions concerning the fact we had submitted for recurring Internal Connections.

We were funded Nov 18, 2003. After we engaged our selected vendor, we came to the conclusion they did not have the expertise to do the work we engaged them to perform. We processed the SPIN change documentation on Jan 12, 2004. On January 28, 2004, the SLD asked for additional information pertaining to the SPIN change, but never indicated that they had any problems/questions concerning the recurring services election.

*It took us over 30 days to compile the data requested by the SPIN change inquiry, and we submitted the data on March 11, 2004. On March 24, 2004 we received a Program Confirmation that our SPIN change was approved and the letter stated our new Service Provider would receive new Funding Commitment letters. Although we had been approved for a SPIN change, and had only about 90 days to receive services that were specified as recurring on the Form 471, the SLD made no reference to the time frame remaining, nor any indication that our coding for recurring services made no sense at this time.*

After the new Service Provider received the new Funding Letters which had the contract expiration date of 06-30-04, we worked with our new Service Provider to suggest a more efficient solution, and we submitted a Service Substitution on May 7, 2004.

On August 12, 2004 we submitted a Form 486 which was certified by the SLD on August 23, 2004 indicating that the reductions proposed within the Service Substitution had been accepted. Although these dates were out of the "recurring" services time frames that the SLD later used for denial of these FRN's, there was no notification that any problem with time frames existed.

On July 04, 2005 we received a Form 500 Notification Letter Commitment Synopsis indicating approval of the contract expiration date to September 30, 2005.

The SLD, in subsequently denying the FRN's, stated work was performed after 6-30-2004. This decision, which is in contrast to their own decision to extend the FRN's, has cost us about \$180,000 because we asked the vendor to proceed based on their extension.

Apparently, the SLD can make a mistake, post the mistake, but is not held accountable when the applicant works within the parameters set and published by the SLD.

We initially filed an appeal with the Schools and Libraries Division on November 1, 2005. We were denied in full via a letter of notification dated February 16, 2006. We have included all the relevant documentation as attachments for your review. We submit to you that the SLD should be accountable for actions that mislead applicants resulting in financial harm to the applicant and/or the Service Provider.

The E-Rate program is supposed to help, not harm, school districts that have more students eligible for the free and reduced lunch program obtain E-Rate eligible network infrastructure equipment.

We applied, and were funded for these types of projects. However, we elected to change service providers, and then filed for an equipment substitution as our new vendor had a better understanding of our needs, and the intent was to provide the most cost effective solution we could afford. We followed the posted procedures for both changing Service providers as well as the Service Substitution. Based on information provided by the SLD and posted to the SLD web site, we proceeded with our project that was completed within the timeframes provided as approved by the SLD.

FORM 500 NOTIFICATION LETTER FUNDING COMMITMENT SYNOPSIS  
(Funding Year 2003)

Service Provider Name: Avnet  
Service Provider Identification Number: 143007906

Funding Request Number: 937729  
Form 471 Application Number: 348268  
Name of 471 Applicant: BENAVIDES INDEP SCH DISTRICT  
Entity Number: N/A  
Name of Form 500 Contact Person: ERNEST SINGLETON  
Form 500 Contact Person Information: PO DRAWER P, BENAVIDES, TX 78341, 361-256-3007,  
361-256-3002, ESINGLETON@BENAVIDESISD.NU  
Funding Year 2003: 07/01/2003 - 06/30/2004  
Billing Account Number: N/A  
Contract Expiration Date Change: 06/30/2004; 09/30/2005

Funding Request Number: 937832  
Form 471 Application Number: 348268  
Name of 471 Applicant: BENAVIDES INDEP SCH DISTRICT  
Entity Number: N/A  
Name of Form 500 Contact Person: ERNEST SINGLETON  
Form 500 Contact Person Information: PO DRAWER P, BENAVIDES, TX 78341, 361-256-3007,  
361-256-3002, ESINGLETON@BENAVIDESISD.NU  
Funding Year 2003: 07/01/2003 - 06/30/2004  
Billing Account Number: N/A  
Contract Expiration Date Change: 06/30/2004; 09/30/2005

Funding Request Number: 991137  
Form 471 Application Number: 365062  
Name of 471 Applicant: MILES INDEP SCHOOL DISTRICT  
Entity Number: 88301  
Name of Form 500 Contact Person: MIKE TAYLOR  
Form 500 Contact Person Information: PO BOX 308, MILES, TX 76861, 325-468-2861,  
325-468-2179, MIKE.TAYLOR@NETXV.NET  
Funding Year 2003: 07/01/2003 - 06/30/2004  
Billing Account Number: Miles ISD  
Contract Expiration Date Change: 06/30/2004; 09/30/2005

Funding Request Number: 1036295  
Form 471 Application Number: 377747  
Name of 471 Applicant: BROWNSVILLE PUBLIC LIBRARY  
Entity Number: 141637  
Name of Form 500 Contact Person: JERRY HEDGECOCK  
Form 500 Contact Person Information: 2600 CENTRAL BLVD, BROWNSVILLE, TX 78520,  
956-548-1055, 956-548-0684, JERRY@BROWNSVILLE.LIB.TX.US  
Funding Year 2003: 07/01/2003 - 06/30/2004  
Billing Account Number: 9565481055  
Contract Expiration Date Change: 06/30/2004; 09/30/2005

After directing our Service Provider to proceed, based on the SLD posted information, we completed the project and the Service Provider subsequently invoiced the SLD for payment. That invoice was refused for the following reason: "Customer Billed Date Outside the Funding Year".

We believe the actions of the SLD have placed us into unavoidable debt. Unlike a paper document that can be changed and re-mailed at any time, the decision to complete \$180,000 infrastructure projects based on SLD actions cannot be reversed.

We ask that you review our documentation and direct the SLD to reinstate the denied invoices submitted for completed work by our Service Provider.

Sincerely,

A handwritten signature in cursive script, appearing to read "E. Singleton".

Ernest Singleton  
Director of Curriculum

A handwritten signature in cursive script, appearing to read "Ignacio Salinas, Jr.".

Ignacio Salinas, Jr. Ph.D.  
Superintendent of Schools

Applicant **BENAVIDES INDEP SCH**  
**(BEN) DISTRICT (141566)**

Status **FUNDED**Disbursed  
Amount

\$0.00

Service **Avnet, Inc. (143007906)**  
Provider (SPIN)

Discount  
Percentage **90%**Balance  
Amount **\$146,310.47**

Service **INTERNAL CONNECTIONS**  
Category

Requested  
Amount **\$191,114.96**Location **3 sites**Funding Year **2003**Funding  
Commitment **\$146,310.47**FRN **937832****Details Request Information SLD Transactions Sites**FCDL Date **11/18/2003**Form 471 **348268**  
NumberForm 471 **07/01/2003**Service Start  
DateForm 470 **876240000422298**  
Number

Approved 486 **07/01/2004**  
Service Start  
Date

SLD  
Explanation The estimated one-time and/or monthly charge was changed  
to reflect the documentation provided by the applicant. The  
dollars requested were reduced to remove the ineligible ICS  
Unity VM and power strips.

486 Acceptance **Not**  
Date **Available**

Contract **09/30/2005**  
Expiration Date

Installation **09/30/2005**  
Deadline

Last Allowable **09/30/2005**  
Date

Last Date to **01/28/2006**  
Invoice

Applicant Address **106 W SCHOOL ST**  
**BENAVIDES, TX 78341**

Payment Method Established **NOT SET**Wave **016**

Last updated on Friday, November 04th, 2005 at 05:04:10 AM

|   |  |                                    |
|---|--|------------------------------------|
| <b>Applicant</b> BENAVIDES INDEP SCH<br>(BEN) DISTRICT (141566) | <b>Status</b> FUNDED                   | <b>Disbursed Amount</b> \$0.00     |
| <b>Service Provider (SPIN)</b> Avnet, Inc. (143007906)          | <b>Discount Percentage</b> 90%         | <b>Balance Amount</b> \$146,310.47 |
| <b>Service Category</b> INTERNAL CONNECTIONS                    | <b>Requested Amount</b> \$191,114.96   | <b>Location</b> 3 sites            |
| <b>Funding Year</b> 2003  | <b>Funding Commitment</b> \$146,310.47 | <b>FRN</b> 937832                  |

**Details Request Information SLD Transactions Sites**

| Date*      | Description                | Amount       | Balance      |
|------------|----------------------------|--------------|--------------|
| 11/20/2003 | Opening Balance            | \$0.00       | \$167,989.46 |
| 02/06/2005 | Change in Committed Amount | \$-21,678.99 | \$146,310.47 |

\*E-rate Manager began collecting transaction history information of FRNs on 06/26/2003.

Last updated on Friday, November 04th, 2005 at 05:04:10 AM

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Applicant (BEN) BENAVIDES INDEP SCH  
DISTRICT (141566)

Status FUNDED

Disbursed Amount \$0.00

Service Provider (SPIN) Avnet, Inc. (143007906)

Discount Percentage 90%

Balance Amount \$25,738.90

Service Category INTERNAL CONNECTIONS

Requested Amount \$26,557.20

Location 3 sites

Funding Year 2003

Funding Commitment \$25,738.90

FRN 937729

Details Request Information SLD Transactions Sites

FCDL Date 11/18/2003

Form 471 Number 348268

Form 471 Service Start Date 07/01/2003

Form 470 Number 876240000422298

Approved 486 Service Start Date 07/01/2004

SLD Explanation The estimated monthly charge was changed to reflect the documentation provided by the applicant.

486 Acceptance Date Not Available

Contract Expiration Date 09/30/2005

Installation Deadline 09/30/2005

Last Allowable Date 09/30/2005

Last Date to Invoice 01/28/2006

Applicant Address 106 W SCHOOL ST  
BENAVIDES, TX 78341

Payment Method Established NOT SET

Wave 016

Last updated on Friday, November 04th, 2005 at 05:04:10 AM



Applicant (BEN) BENAVIDES INDEP SCH  
DISTRICT (141566)

Status FUNDED

Disbursed \$0.00

Service Provider (SPIN) Avnet, Inc. (143007906)

Discount Percentage 90%

Amount  
Balance \$25,738.90

Service Category INTERNAL CONNECTIONS

Requested Amount \$26,557.20

Location 3 sites

Funding Year 2003

Funding Commitment \$25,738.90

FRN 937729

Details Request Information SLD Transactions Sites

| Date*      | Description                | Amount    | Balance     |
|------------|----------------------------|-----------|-------------|
| 11/20/2003 | Opening Balance            | \$0.00    | \$26,325.00 |
| 02/06/2005 | Change in Committed Amount | \$-586.10 | \$25,738.90 |

\*E-rate Manager began collecting transaction history information of FRNs on 06/26/2003.

Last updated on Friday, November 04th, 2005 at 05:04:10 AM

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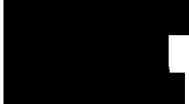
## ENAVIDES INDEPENDENT SCHOOL DISTRICT

106 West School St. P.O. Drawer P Benavides, TX 78341-0916 Phone: 361/256-3000 Fax: 361/256-3005


E-Rate Year 6 (July 1, 2003, through June 30, 2004)

### Timeline of Events from January 8, 2003 - February 16, 2006

|    | DATE     | BISD ACTION  | SLD ACTION   |
|----|----------|--|--|
| #1 | 1-8-03   | Form 471 Application<br>V. Leal - Contact  |  |
| #2 | 1-23-03  |  | Form 471 Receipt<br>Acknowledgement<br>Letter<br> |
| #3 | 10-20-03 | <b>Correspondence submitted to SLD as requested on 10-14-03</b><br>Issues addressed:<br>>APC Smart UPS 1400 VA rack mounts uninterruptible power supplies<br>>signature request for remote access router ensuring that only eligible entities have capability to access routers<br>>costs of voice mail components<br>>maintenance cost of CISCO ICS Unity VM4 port x 25 users<br>>software support and hardware diagnosis<br>E. Singleton submitted response to SLD |  |
| #4 | 10-21-03 | <b>Correspondence submitted to SLD as requested on 10-21-03</b><br>Issues addressed:<br>>more clarification about APC Smart UPS equipment that would be powered<br>>additional documentation from CTS equipment list<br>E. Singleton submitted response to SLD   |  |

|    |          |  |   |
|----|----------|--|---|
| #5 | 11-4-03  | <b>Correspondence submitted To SLD as requested by Program Integrity Assurance Team (PIA)</b><br>Issues addressed:<br>>details about towers<br>>location of band hall and business office<br>>internal connections for administrative building – specific requirements that allow eligibility for discount<br>E. Singleton submitted answers to four questions   |   |
| #6 | 11-7-03  | <b>Correspondence submitted to SLD as requested on 11-4-03</b><br>Issues addressed:<br>>clarification about towers<br>>location of educational Instructional facilities<br>>location of administration<br>>internal connections needed to transport data and information within instructional building<br>>administration building on main elementary campus which houses “head end” of the network<br><b>E. Singleton submitted response to SLD</b> |   |
| #7 | 11-18-03 |  | <b><u>Funding Commitment Decision Letter</u></b><br><br>Vendor: Cett's Graphic |
| #8 | 1-12-04  | <b><u>Notified Jimmy Cavazos of Cett's Graphic</u></b> that BISD intended to change service providers for FRN's in Year 6<br>E. Singleton drafted letter   | ←   |
| #9 | 1-12-04  | <b><u>BISD submitted SPIN Change Request to SLD</u></b><br>Requested to change service provider (Cett's Graphic) to new vendor (AVNET) for <br> Submitted by E. Singleton  | ←   |

|     |         |   |   |            |
|-----|---------|---|---|------------|
| #10 | 1-28-04 |   | <b><u>Email from SLD</u></b><br>stating that additional information needed to complete SPIN Change Request  |            |
| #11 | 3-11-04 | <b><u>SPIN Change Request submitted to SLD</u></b><br>supplying the additional information requested on 1-28-04   | ←   |            |
| #12 | 3-24-04 |   | Confirmation of <b><u>E-Rate Program</u></b><br><b><u>Confirmation</u></b> of [REDACTED]<br>[REDACTED]<br><b><u>Request granted</u></b><br><b><u>stating new service provider (AVNET)</u></b><br>Would receive Funding Commitment Decision Letter | ←<br><br>← |
| #13 | 5-7-04  | <b><u>Submitted Service Substitution Request to SLD</u></b> – indicated that SPIN Change had been approved and stated AVNET could accomplish our technology goals with a more efficient design and significantly low pricing – Requested product substitution change for [REDACTED]<br>Established criteria for service substitution Modified 471 submitted as required on 5-27-04<br>Submitted by E. Singleton | ←   |            |
| #14 | 5-28-04 |   | Commitment and Modification to Receipt of Service Confirmation (Form 500)<br><b>End date of 6-30-04 changed to 9-30-04</b>  | ←          |

|     |         |  |  |
|-----|---------|--|--|
| #15 | 8-12-04 | Form 486 Paper Certification submitted to SLD – Receipt of Service Confirmation form certified on 8-23-04  |  |
| #16 | 9-22-04 |  | Form 486 Notification Letter stating that SLD received and accepted form 486 Funding Commitment Report for <br>Service Start Date of 7-1-04 |
| #17 | 12-9-04 | Correspondence to SLD attention: Debbie<br>Case # 21120027<br>Stating per our conversation on 12-9-04, <u>Debbie shared that a Product Substitution Request from BISD had be misplaced by the SLD</u><br>As requested by the SLD, a copy of the original request was faxed with a copy of the Modified Form 471, and detailed substitution report supplied by AVNET<br>Also included certified mail receipt (dated 5-28-04) and copy of return receipt (dated June 2004) |  |
| #18 | 2-3-05  | Information requested from SLD submitted along with certification page<br>Submitted by E. Singleton  | Email request from SLD<br>(Mr. Nyquist)<br>Re: Service Substitution<br>>CISCO 2651 Routers<br>>Installation of fiber cabling<br>>Copper circuits   |
| #19 | 2-7-05  |  | Notification from SLD receiving and approving Supplemental Form 471  |

|            |          |  |   |
|------------|----------|--|---|
| #20        | 2-7-05   |  | <p>Authorized by SLD to make changes submitted for [REDACTED]</p> <p><b>E-Rate Manager verified that Form 486 was approved with:</b></p> <p>&gt;Service start date (7-1-04)</p> <p>&gt;Expiration date (9-30-05)</p> <p>&gt;Last invoice date (1-28-06)</p> |
| #20<br>a-c |          | <p>BISD and Avnet operated in good faith that the SLD decision to extend our service window was accurately documented on the E-Rate Manager. We were given authority to proceed with an expiration date of 9-30-05 and a last invoice date of 1-28-06. <b><u>We moved forward with our project as any district would have after receiving approval decisions from the SLD.</u></b></p> | <p>Correspondence from SLD denying payment to AVNET stating reason "outside of funding year". <b>This decision is in direct conflict with the E-Rate Manager referenced in the cell above.</b></p>  |
| #21        | 11-1-05  | <p><b>Case * 21372106</b></p> <p>Letter of Appeal submitted to SLD for [REDACTED]</p> <p><b><u>Appeal information included all receipt and approval dates referenced in this document.</u></b></p>   |   |
| #22        | 11-22-05 |  | <p>Correspondence from SLD indicating receipt of appeal and steps that the SLD would take to review appeal</p>  |



|     |         |  |  |
|-----|---------|--|--|
| #23 | 2-16-06 | <p><b>Appeal Decision Letter</b></p> <p><b>Funding Denied</b> ←</p> <p>(Our prior correspondence from the SLD documented approval for:</p> <p><b>New start date of July 1, 2004</b></p> <p><b>Ending date of September 30, 2005</b></p> <p><b>Final invoice date of January 18, 2006</b></p> | <p>Decision Letter on Invoice Appeal – States that [REDACTED] was listed as recurring services on Form 471 and therefore the dates for which discounts applied were July 1, 2003 through June30, 2004</p> <p>The appeal decision letter also stated that information provided indicated that services were delivered outside the dates for which discounting applied. The letter also stated that we did not demonstrate otherwise in the appeal.</p> <p>←</p> <p>[REDACTED]</p> |
|-----|---------|--|--|

**HOME CANCEL SAVE & EXIT HELP****FCC Form 471**  
Services Ordered and Certification Form**Block 2 & 3****Block 4****Block 5****Block 6**

Applicant's Form Identifier:

Entity Number: 141566

Contact Person: Victor Leal

Phone Number: (512) 258-3000

**IMPORTANT**

Please record this application's information in a secure place for future reference

471 Application Number: 348268

Entity Number of Billed Entity (Applicant): 141566

Security Code Number: 71046

**CONTINUE**

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**Year 6 - 2003****#1****1-8-03**



**Schools and Libraries Universal Service Program**  
**Services Ordered and Certification Form 471**  
Application Display

[Refresh Page](#)[Close Print Preview](#)

471  
year 6

**Block 1: Billed Entity Information**

**Applicant's Form Identifier:** YR6-1**471 Application Number:** 348268**Funding Year:** 07/01/2003 - 06/30/2004**Billed Entity Number:** 141566**Name:** BENAVIDES INDEP SCH DISTRICT**Address:** 106 W SCHOOL ST**City:** BENAVIDES **State:** TX **Zip:** 78341**Contact Name:** Victor Leal**Address:****City:** **State:** **Zip:****Type of Application:** SCHOOL DISTRICT**Ineligible Orgs:** N

**Block 3: Impact of Services Ordered in THIS Application**

**Number of students to be served:** 479**Number of library patrons to be served:**

| SERVICE DESCRIPTION   | BEFORE ORDER | AFTER ORDER |
|---|--------------|-------------|
| a. (Schools/districts/consortia only) Telephone service: How many classrooms had phone service before and after your order? | 4            | 4           |
| b. High-bandwidth voice/data/video service: How many buildings served before and after your order?                          | 4            | 4           |
| c. High-bandwidth voice/data/video service: Highest speed to a building before and after your order?                        | t-1          | t-1         |
| d. Dial-up Internet connections: How many before and after your order?  | 0            | 0           |
| e. Dial-up Internet connections: Highest speed before and after your order?   | 0            | 0           |
| f. Direct connections to the Internet: How many before and after your order?  | 200          | 200         |
| g. Direct connections to the Internet: Highest speed before and after your order?   | 300          | 300         |
| h. Internet access(for schools): How many rooms have Internet access before and after your order?                           | 60           | 70          |
| i. Internet Access: How many computers (or other devices) with Internet access before and after your order?                 | 200          | 200         |

**Block 4: Worksheets**

Worksheet A No: 441506

Student Count: 482

Weighted Product (Sum. Column 8): 433.8

Shared Discount: 90%

1. School Name: BENAVIDES HIGH SCHOOL  
 2. Entity Number: 91019 3. Rural/Urban: Rural  
 4. Student Count: 143 5. NSLP Students: 139 6. NSLP Students/Students: 97.202%  
 7. Discount: 90% 8. Weighted Product: 128.7

1. School Name: BENAVIDES JR HIGH SCHOOL  
 2. Entity Number: 91020 3. Rural/Urban: Rural  
 4. Student Count: 151 5. NSLP Students: 150 6. NSLP Students/Students: 99.337%  
 7. Discount: 90% 8. Weighted Product: 135.9

1. School Name: BENAVIDES PRIMARY SCHOOL  
 2. Entity Number: 91021 3. Rural/Urban: Rural  
 4. Student Count: 188 5. NSLP Students: 184 6. NSLP Students/Students: 97.872%  
 7. Discount: 90% 8. Weighted Product: 169.2

## Block 5: Discount Funding Request(s)

|  |  |
|--|--|
| FRN: 937585 FCDL Date:   |  |
| 11. Category of Service: Telecommunications Service                                      | 12. 470 Application Number: 876240000422298                    |
| 13. SPIN: 143004662  | 14. Service Provider Name: Southwestern Bell Telephone Company |
| 15. Contract Number: MTM   | 16. Billing Account Number:                                    |
| 17. Allowable Contract Date: 11/21/2002  | 18. Contract Award Date:                                       |
| 19a. Service Start Date: 07/01/2003  | 19b. Service End Date: 06/30/2004                              |
| 20. Contract Expiration Date:  |  |
| 21. Attachment #:  | 22. Block 4 Worksheet No.: 441506                              |
| 23a. Monthly Charges: \$2,000.00   | 23b. Ineligible monthly amt.: \$0.00                           |
| 23c. Eligible monthly amt.: \$2,000.00   | 23d. Number of months of service: 12                           |
| 23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$24,000.00 |  |
| 23f. Annual non-recurring (one-time) charges: \$0.00                                     | 23g. Ineligible non-recurring amt.: \$0.00                     |
| 23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00  |  |
| 23i. Total program year pre-discount amount ( 23e + 23h): \$24,000.00                    |  |
| 23j. % discount (from Block 4): 90   |  |
| 23k. Funding Commitment Request ( 23i x 23j): \$21,600.00                                |  |

|   |   |
|---|---|
| FRN: 937677 FCDL Date:  |   |
| 11. Category of Service: Telecommunications Service                                     | 12. 470 Application Number: 876240000422298       |
| 13. SPIN: 143025240   | 14. Service Provider Name: Cingular Wireless Inc. |
| 15. Contract Number: NA   | 16. Billing Account Number:                       |
| 17. Allowable Contract Date: 11/21/2002   | 18. Contract Award Date: 01/09/2003               |
| 19a. Service Start Date: 07/01/2003   | 19b. Service End Date:                            |
| 20. Contract Expiration Date: 06/30/2004  |   |
| 21. Attachment #:   | 22. Block 4 Worksheet No.: 441506                 |
| 23a. Monthly Charges: \$400.00  | 23b. Ineligible monthly amt.: \$0.00              |
| 23c. Eligible monthly amt.: \$400.00  | 23d. Number of months of service: 12              |
| 23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$4,800.00 |   |

|   |  |
|---|--|
| 23f. Annual non-recurring (one-time) charges: \$0.00                                    | 23g. Ineligible non-recurring amt.: \$0.00 |
| 23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00 |  |
| 23i. Total program year pre-discount amount ( 23e + 23h): \$4,800.00                    |  |
| 23j. % discount (from Block 4): 90  |  |
| 23k. Funding Commitment Request ( 23i x 23j): \$4,320.00                                |  |

|   |  |
|---|--|
| FRN: 937699   | FCDL Date:   |
| 11. Category of Service: Telecommunications Service                                     | 12. 470 Application Number: 876240000422298                  |
| 13. SPIN: 143021803   | 14. Service Provider Name: Alice Communication Service, Inc. |
| 15. Contract Number: MTM  | 16. Billing Account Number:                                  |
| 17. Allowable Contract Date: 11/21/2002   | 18. Contract Award Date:                                     |
| 19a. Service Start Date: 07/01/2003   | 19b. Service End Date: 06/30/2004                            |
| 20. Contract Expiration Date:   |  |
| 21. Attachment #:   | 22. Block 4 Worksheet No.: 441506                            |
| 23a. Monthly Charges: \$200.00  | 23b. Ineligible monthly amt.: \$0.00                         |
| 23c. Eligible monthly amt.: \$200.00  | 23d. Number of months of service: 12                         |
| 23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$2,400.00 |  |
| 23f. Annual non-recurring (one-time) charges: \$0.00                                    | 23g. Ineligible non-recurring amt.: \$0.00                   |
| 23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00 |  |
| 23i. Total program year pre-discount amount ( 23e + 23h): \$2,400.00                    |  |
| 23j. % discount (from Block 4): 90  |  |
| 23k. Funding Commitment Request ( 23i x 23j): \$2,160.00                                |  |

|   |  |
|---|--|
| FRN: 937709   | FCDL Date:   |
| 11. Category of Service: Internet Access  | 12. 470 Application Number: 876240000422298  |
| 13. SPIN: 143017129   | 14. Service Provider Name: Cett's Graphic Supply, Inc. dba Computer Technical Services |
| 15. Contract Number: T  | 16. Billing Account Number:  |
| 17. Allowable Contract Date: 11/21/2002   | 18. Contract Award Date:   |
| 19a. Service Start Date: 07/01/2003   | 19b. Service End Date: 06/30/2004  |
| 20. Contract Expiration Date:   |  |
| 21. Attachment #:   | 22. Block 4 Worksheet No.: 441506  |
| 23a. Monthly Charges: \$795.00  | 23b. Ineligible monthly amt.: \$0.00   |
| 23c. Eligible monthly amt.: \$795.00  | 23d. Number of months of service: 12   |
| 23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$9,540.00 |  |
| 23f. Annual non-recurring (one-time) charges: \$0.00                                    | 23g. Ineligible non-recurring amt.: \$0.00   |
| 23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00 |  |
| 23i. Total program year pre-discount amount ( 23e + 23h): \$9,540.00                    |  |
| 23j. % discount (from Block 4): 90  |  |
| 23k. Funding Commitment Request ( 23i x 23j): \$8,586.00                                |  |

|   |  |
|---|--|
| FRN: 937729                                   | FCDL Date:   |
| 11. Category of Service: Internal Connections | 12. 470 Application Number: 876240000422298  |
| 13. SPIN: 143017129                           | 14. Service Provider Name: Cett's Graphic Supply, Inc. dba Computer Technical Services |
| 15. Contract Number: NA                       | 16. Billing Account Number:  |
| 17. Allowable Contract Date: 11/21/2002       | 18. Contract Award Date: 01/09/2003  |
| 19a. Service Start Date: 07/01/2003           | 19b. Service End Date:   |
| 20. Contract Expiration Date: 06/30/2004      |  |
| 21. Attachment #: A                           | 22. Block 4 Worksheet No.: 441506  |

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|--|--|
| 23a. Monthly Charges: \$2,459.00   | 23b. Ineligible monthly amt.: \$0.00       |
| 23c. Eligible monthly amt.: \$2,459.00   | 23d. Number of months of service: 12       |
| 23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$29,508.00 |  |
| 23f. Annual non-recurring (one-time) charges: \$0.00                                     | 23g. Ineligible non-recurring amt.: \$0.00 |
| 23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00  |  |
| 23i. Total program year pre-discount amount ( 23e + 23h): \$29,508.00                    |  |
| 23j. % discount (from Block 4): 90   |  |
| 23k. Funding Commitment Request ( 23i x 23j): \$26,557.20                                |  |

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|--|---|
| FRN: 937760 FCDL Date:   |   |
| 11. Category of Service: Internal Connections  | 12. 470 Application Number: 876240000422298   |
| 13. SPIN: 143017129  | 14. Service Provider Name: Cett's Graphic Supply, Inc.<br>dba Computer Technical Services |
| 15. Contract Number: N/A   | 16. Billing Account Number:   |
| 17. Allowable Contract Date: 11/21/2002  | 18. Contract Award Date: 01/09/2003   |
| 19a. Service Start Date: 07/01/2003  | 19b. Service End Date:  |
| 20. Contract Expiration Date: 06/30/2004   |   |
| 21. Attachment #: B  | 22. Block 4 Worksheet No.: 441506   |
| 23a. Monthly Charges: \$4,000.00   | 23b. Ineligible monthly amt.: \$0.00  |
| 23c. Eligible monthly amt.: \$4,000.00   | 23d. Number of months of service: 12  |
| 23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$48,000.00 |   |
| 23f. Annual non-recurring (one-time) charges: \$0.00                                     | 23g. Ineligible non-recurring amt.: \$0.00  |
| 23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00  |   |
| 23i. Total program year pre-discount amount ( 23e + 23h): \$48,000.00                    |   |
| 23j. % discount (from Block 4): 90   |   |
| 23k. Funding Commitment Request ( 23i x 23j): \$43,200.00                                |   |

|   |   |
|---|---|
| FRN: 937832 FCDL Date:  |   |
| 11. Category of Service: Internal Connections   | 12. 470 Application Number: 876240000422298   |
| 13. SPIN: 143017129   | 14. Service Provider Name: Cett's Graphic Supply, Inc.<br>dba Computer Technical Services |
| 15. Contract Number: N/A  | 16. Billing Account Number:   |
| 17. Allowable Contract Date: 11/21/2002   | 18. Contract Award Date: 01/09/2003   |
| 19a. Service Start Date: 07/01/2003   | 19b. Service End Date:  |
| 20. Contract Expiration Date: 06/30/2004  |   |
| 21. Attachment #: A   | 22. Block 4 Worksheet No.: 441506   |
| 23a. Monthly Charges: \$17,695.83   | 23b. Ineligible monthly amt.: \$0.00  |
| 23c. Eligible monthly amt.: \$17,695.83   | 23d. Number of months of service: 12  |
| 23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$212,349.96 |   |
| 23f. Annual non-recurring (one-time) charges: \$0.00                                      | 23g. Ineligible non-recurring amt.: \$0.00  |
| 23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00   |   |
| 23i. Total program year pre-discount amount ( 23e + 23h): \$212,349.96                    |   |
| 23j. % discount (from Block 4): 90  |   |
| 23k. Funding Commitment Request ( 23i x 23j): \$191,114.96                                |   |

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|--|---|
| FRN: 937899 FCDL Date:                   |   |
| 11. Category of Service: Internet Access | 12. 470 Application Number: 876240000422298                       |
| 13. SPIN: 143007736                      | 14. Service Provider Name: Education Service Center -<br>Region 2 |
| 15. Contract Number: T                   | 16. Billing Account Number:                                       |
| 17. Allowable Contract Date: 11/21/2002  | 18. Contract Award Date:  |

|  |  |  |  |
|--|--|--|--|
| 19a. Service Start Date: 07/01/2003  |  | 19b. Service End Date: 06/30/2004          |  |
| 20. Contract Expiration Date:  |  |  |  |
| 21. Attachment #:  |  | 22. Block 4 Worksheet No.: 441506          |  |
| 23a. Monthly Charges: \$1,084.00   |  | 23b. Ineligible monthly amt.: \$0.00       |  |
| 23c. Eligible monthly amt.: \$1,084.00   |  | 23d. Number of months of service: 12       |  |
| 23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$13,008.00 |  |  |  |
| 23f. Annual non-recurring (one-time) charges: \$0.00                                     |  | 23g. Ineligible non-recurring amt.: \$0.00 |  |
| 23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00  |  |  |  |
| 23i. Total program year pre-discount amount ( 23e + 23h): \$13,008.00                    |  |  |  |
| 23j. % discount (from Block 4): 90   |  |  |  |
| 23k. Funding Commitment Request ( 23i x 23j): \$11,707.20                                |  |  |  |

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**Block 6: Certifications and Signature**

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- 24a. Schools:  
24b. Libraries or Library Consortia:
- 26a. Individual Technology Plan:  
26b. Higher-Level Technology Plan(s):  
26c. No Technology Plan Needed:
- 27a. Approved Technology Plan(s):  
27b. State Approved Technology Plan:  
27c. No Technology Plan Needed:
36. Printed Name of Authorized Person:  
37. Title or Position of Authorized Person:
- 

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# USAC

# #2

Universal Service Administrative Company  
Schools & Libraries Division

**FORM 471 RECEIPT ACKNOWLEDGMENT LETTER**  
(Funding Year 2003: 07/01/2003 - 06/30/2004)

January 23, 2003

# 1-23-03

BENAVIDES INDEP SCH DISTRICT  
Victor Leal  
106 W SCHOOL ST  
BENAVIDES, TX 78341

Re: Form 471 Application Number: 348268  
Funding Year 2003: 07/01/2003 - 06/30/2004  
Applicant's Form Identifier: YR6-1  
Billed Entity Number: 141566

NOTICE: This notification is an acknowledgment of RECEIPT and SUCCESSFUL DATA ENTRY of your FCC Form 471, Services Ordered and Certification Form, reflecting \$343,605.96 in total program year pre-discount costs for services. This letter confirms that the Form 471 and signed or electronically certified Form 471 Certification have been received.

NOTE: Item 25 on the Form 471 is a certification that you have secured access to the resources necessary to pay for (1) the non-discounted portion of the costs for eligible services within the funding year as well as (2) the ineligible products and services to make effective use of the eligible services you have requested. "Secured access" means that you can show that these funds are, or will be, part of your annual budget; or, if you are obtaining the funds from an outside source, that these funds have been promised to you. IF YOU OBTAIN THESE FUNDS FROM AN OUTSIDE SOURCE, THE FUNDS MUST NOT COME DIRECTLY OR INDIRECTLY FROM YOUR SERVICE PROVIDER(S). YOUR SERVICE PROVIDER(S) MAY NOT WAIVE THE NON-DISCOUNTED PORTION OF THE COSTS.

This letter does NOT contain any decisions concerning your requests for discounts. Note, however, the three-week response deadline described below.

Please keep this letter for your records. The Form 471 Application Number cited above is critical for you to link your application to future Schools and Libraries Division (SLD) communications.

Please be advised that the last of your Form 471 application materials identified above was postmarked or received by the SLD on 01/09/2003 and successfully entered into our data system. SLD's Program Integrity Assurance (PIA) Team will now review your application for compliance with program rules. Once the review of your application has been completed, you will receive one or more Funding Commitment Decision Letters (FCDL) to inform you of the disposition of your application. Until you receive an FCDL from the SLD, you cannot assume that you will receive the discounts for which you are applying.

Your application will be considered within the Form 471 application filing window wherein all applications that meet the Minimum Processing Standards are treated as though they were received on the same day.

HOW TO USE THIS 471 RECEIPT ACKNOWLEDGMENT LETTER (RAL) TO CORRECT INFORMATION ON YOUR FORM 471 (ACT WITHIN 3 WEEKS!)

If you find data entry errors on this letter, or you previously identified errors on your Form 471, these can be corrected using this Form 471 RAL. Examples of the errors

that can be corrected are:

**CORRECTIONS TO BLOCK 1 INFORMATION:** You may correct Block 1 items such as the applicant's e-mail address, contact person's name, street address, etc.

**REDUCTIONS TO BLOCK 5 FUNDING REQUESTS:** You may request reductions to Block 5 Funding Requests except for those that would increase your discount percentage due to a change in recipients of that Block 5 service. You may wish to reduce requests if you:

- will not be able to make use of services for which you requested Funding Year 2003 discounts, or
- based your Funding Year 2003 funding request(s) for tariffed or month-to-month service on a projected rate increase that is now known to be much smaller than expected.

**CANCELLATIONS OF BLOCK 5 FUNDING REQUESTS:** You may wish to request to cancel Block 5 Funding Requests if you:

- duplicated pending requests in Forms 471 where you had not received an FCDL before the close of the Form 471 application filing window, or
- will not be able to make use of services for which you requested Funding Year 2003 discounts.

The SLD encourages applicants who know that they will not use all of the amounts requested to notify the SLD of an appropriate reduction to or cancellation of these Funding Requests. This action would allow the SLD to distribute the amounts that are available for the funding year more effectively.

**CORRECTION OF AN INCORRECT SPIN (Service Provider Identification Number):** Corrective SPIN Changes are allowed. These include corrections because

- there was a data entry error, or
- the company has merged with or been acquired by another company.

Requests to change service providers for other reasons cannot be accommodated through the RAL Correction Process.

**UNBUNDLING AN FRN:** You may request to "split" or "unbundle" incorrectly combined FRNs with two or more services from different service providers (for example, local phone service from one company and long distance service from another), or from different eligible service categories (such as Internal Connections and Internet Access).

NOTE: The total dollar amount represented by the newly divided FRNs must not exceed the amount you requested for the original combined FRN. On the photocopy of your RAL, cross out the original bundled FRN, then write in the SPIN, Service Provider Name, Services Ordered category, Total Program Year Pre-Discount dollar Amount, and Discount for each distinct service you have now "unbundled," making sure that the total dollars requested add up to no more than the ORIGINAL request.

To notify us of the allowable corrections you wish to make, please note that the SLD must receive these corrections within three weeks of the date of this letter. Follow these simple steps to make corrections:

1. Photocopy your RAL.
2. Draw a line through each incorrect item, and mark clearly next to it what the correct information should be.
3. Please write the name of the contact person and the contact person's e-mail address, fax number, or telephone number on the first page of the RAL copy that will be sent to the SLD so that we can contact you if we have questions about your requested changes.
4. Make a photocopy of your marked-up letter to keep for your files.
5. Send your marked-up letter to arrive within three weeks of the date of this RAL. Corrections may also be filed electronically, either by e-mail or by fax. Requests submitted by e-mail or fax will be considered filed on a business day if they are received at the SLD at any time up to 12:00 a.m. (midnight) ET. Requests received after that time will be considered received on the next business day.

Send your marked-up letter by US Postal Service or other carrier to:

Data Entry Corrections  
Schools and Libraries Division  
Box 125 - Correspondence Unit  
80 South Jefferson Road  
Whippany, NJ 07981

Send your marked-up letter by e-mail to:

sldcorrespondenceunit@sl.universalservice.org.

To be filed by e-mail, your marked-up letter should be scanned (TIF file format is preferred). Total file size of the e-mail message must be limited to less than 10 Megabytes. The SLD will automatically reply to incoming e-mails to confirm receipt.

Send your marked-up letter by fax to:

(973) 599-6526

6. Allowable corrections received in a timely fashion will be reflected in your FCDL. We will not make corrections that do not fall into the categories defined as allowable corrections above. Please note that, except for the automated e-mail response, the SLD will not advise you that we have received your "change request."
7. Please notify your service provider of any corrections to the RAL that you submit to the SLD. Your service provider has also received a copy of the original RAL letter. This correction will help your service provider keep your records updated.

#### EXPLANATION OF LINE ITEM INFORMATION

Certain information from each Block 5 of Form 471 Application Number 348268 that passed Minimum Processing Standards and that could be entered into our data system is shown below. There are six important components of information shown for each Block 5:

1. FRN (Funding Request Number): The unique number assigned by the SLD to each Block 5 of your Form 471 once an application has been processed. This number is used to report to applicants and service providers the status of individual discount funding requests submitted on a Form 471.
2. SPIN (Service Provider Identification Number): The unique number assigned by USAC to the service provider you identified as providing the service included in this FRN.
3. Service Provider Name: The name of the service provider that you identified as providing the service included in this FRN.
4. Category of Service: The type of service for which you have requested discounts in each Block 5 funding request. The categories of services are: Telecommunications Services (Telc Svc); Internet Access (Inet Acc); Internal Connections (Intr Con).
5. Pre-discount Dollar Amount: The total annual pre-discount cost for each FRN. This amount is taken from Block 5, Item 23I.
6. Discount Percentage: The discount percentage from Block 5, Item 23J.

If you would like to view additional funding request data, click the "Data Requests" button on the SLD web site at [www.sl.universalservice.org](http://www.sl.universalservice.org) and follow the instructions provided. If you would like to view your entire Form 471 application, click the "Display" button in the Apply Online & View Forms area of the SLD web site and enter your Form 471 Application Number and Security Code.

#### MISSING FRNs

If information about a particular FRN is not included in the itemized list of Block 5 FRNs set forth above, this is because the FRN did not pass Minimum Processing Standards. If this is the case, you will receive a separate letter from the SLD informing you that these FRNs have been rejected, with an explanation of the reason for rejection. If you believe that there were FRNs included in your Form 471 that are not listed in this letter AND you do not receive a letter informing you that those FRNs are rejected, please write to us at the address listed at the bottom of this letter. See also "QUESTIONS ABOUT THIS LETTER" below.

Please note that the SLD Client Service Bureau may not have the information necessary to respond to your inquiry; therefore, your letter should be sent to the New Jersey address featured below.

#### FUTURE CONTACTS WITH PIA

It may be important for us to contact you as our PIA (Program Integrity Assurance) Team reviews the funding requests contained in your Form 471. Our requests for clarification and/or additional documentation will require a prompt response. The due date for such responses will be established at the time that the PIA Team contacts you. Please make sure that the contact person on your application is available to speak with the PIA Team, or that a surrogate is available. In addition, you should monitor on a daily basis the fax and e-mail locations that you may have cited in your Form 471 for the applicant and for the contact person for the applicant.



## COMMUNICATIONS WITH YOUR SERVICE PROVIDERS

The SLD is also sharing this FRN information with service providers whose SPINs are listed on Form 471 applications. This information is provided so that service providers can undertake the preparatory steps of identifying their potential customers for whom discounts may be issued. *NO DISCOUNTS will be provided until after:*

- the SLD issues the Funding Commitment Decision Letter for a particular application; AND
- technology plans, if applicable, have been approved; AND
- the applicant submits a Form 486 with a valid service start date.

The SLD encourages Form 471 applicants to contact their service providers to inform the service providers of the funding requests submitted to the SLD. Service providers may request additional information concerning the specific services contained within each funding request in order to facilitate discounted billing. Applicants are encouraged to share this information with service providers in order for the service providers to begin the preparatory billing steps.

## QUESTIONS ABOUT THIS LETTER

If you have any questions regarding the above information, please write to us at:

SLD  
Box 125-Correspondence Unit  
80 South Jefferson Road  
Whippany, NJ 07981

Schools and Libraries Division  
Universal Service Administrative Company